

AMENDED IN SENATE MAY 1, 2006

**SENATE BILL**

**No. 1186**

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**Introduced by Senator Morrow**

January 19, 2006

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An act to amend Section 35756.5 of the Education Code, relating to school district reorganization.

LEGISLATIVE COUNSEL'S DIGEST

SB 1186, as amended, Morrow. School districts: transfer of territory.

Existing law, in the case of transfer of territory from one school district to another, requires that the school district reorganization election include the entire territory of school districts opposing the transfer of territory when the transfer is opposed by the governing board of one or more of the affected districts with an average daily attendance of 900 or less.

This bill would, instead, require that the school district reorganization election include the entire territory of districts opposing the transfer of territory when the transfer is opposed by the governing boards of affected districts with an average daily attendance of 2,500 or less.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 35756.5 of the Education Code is  
2     amended to read:

1     35756.5. In the case of the transfer of territory from one  
2 district to another, if the transfer is opposed by the governing  
3 boards of one or more of the districts affected *with an average*  
4 *daily attendance of 2,500 or less*, ~~and the affected districts each~~  
5 ~~have an average daily attendance of 2,500 or less~~, the territory in  
6 which the election is held shall include the entire territory of the  
7 districts opposing the transfer. Each district with an average daily  
8 attendance of 2,500 or less that is included in an election because  
9 of the objection of its governing board to the transfer shall bear  
10 the additional cost of holding the election in that portion of its  
11 territory not otherwise included in the election. If a majority of  
12 the votes cast in the school district opposing the transfer and a  
13 majority of the votes cast in the entire territory in which the  
14 election is held are in favor of the reorganization, the proposal  
15 carries.